

01-03-02

J1129 U.S. PTO
12/24/01

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new non-provisional applications under 37CFR§1.53(b))

| | |
|--|---|
| Attorney Docket No. | HME/7679.012 |
| First Inventor or Application Identifier | Yunik Chang |
| Title | AQUEOUS COMPOSITIONS CONTAINING METRONIDAZOLE |
| Express Mail Label No. | EL915417778US |

| | | |
|---|--|--|
| APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i> | | Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231 |
|---|--|--|

| | | |
|---|--|---|
| 1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g. PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i> | | 5. <input type="checkbox"/> Microfiche Computer Program (Appendix) |
| 2. <input checked="" type="checkbox"/> Specification Total pages 22 | | 6. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> |
| | | a. <input type="checkbox"/> Computer readable copy b. <input type="checkbox"/> Paper copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies |
| ACCOMPANYING APPLICATION PARTS | | |
| 3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Pages 1] | | 7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) |
| 4. Oath or Declaration [Total Pages 2] | | 8. <input type="checkbox"/> 37 CFR §3.73(b) Statement <input type="checkbox"/> Power of Attorney <i>when there is an assignee</i> |
| | | 9. <input type="checkbox"/> English translation document (<i>if applicable</i>) |
| | | 10. <input type="checkbox"/> Information Disclosure Statement (IDS) /PTO 1449 <input type="checkbox"/> Copies of IDS Citations |
| | | 11. <input type="checkbox"/> Preliminary Amendment |
| | | 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(should be specifically itemized)</i> |
| | | 13. <input checked="" type="checkbox"/> *Small Entity Statements <input type="checkbox"/> Statement filed in prior application. <i>(PTO/sb/09-12)</i> Status still proper and desired. |
| | | 14. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> |
| | | 15. <input type="checkbox"/> Other |
| * Note for Items 1 & 13: In order to be entitled to pay small entity fees, a small entity statement is required (37 CFR §1.27), except if one filed in a prior application is relied upon (37 CFR §1.28). | | |

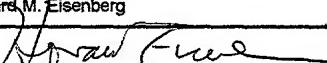
16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment

 Continuation Divisional Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner _____ Group No./Art Unit _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

| | | | |
|---|---|---|--|
| <input type="checkbox"/> Customer Number or Bar Code Label <i>(Insert customer number or attach bar code label here)</i> | | or <input checked="" type="checkbox"/> Correspondence address below | |
| Name | Howard Eisenberg, Esq. | | |
| Address | 601 S.W. Second Avenue, Suite 1600 | | |
| City | Portland | State | Oregon |
| Country | U.S.A. | Telephone | (503) 227-5631 |
| Name (print type) | Howard M. Eisenberg | | Registration No. (Attorney/Agent) 36,789 |
| Signature |  | | Date December 24, 2001 |

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12/24/01
J1129 U.S. PTO
10/033835

FEE TRANSMITTAL

for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

\$611

| Complete If Known | |
|----------------------|-------------------|
| Application Number | |
| Filing Date | December 24, 2001 |
| First Named Inventor | Yunik Chang |
| Examiner Name | |
| Group/ Art Unit | |
| Attorney Docket No. | HME/7679.012 |

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge the indicated fees and credit any over payments to:

Deposit Account Number 50-1773

Deposit Account Name Howard Eisenberg, Esq.

- Charge any additional fee required under 37 CFR 1.16 & 1.17

2. Payment Enclosed

Check Credit Card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|----------|----------|----------|------------------------|----------|
| 101 | 710 | 201 | 355 | Utility filing fee | 355 |
| 106 | 320 | 206 | 160 | Design filing fee | |
| 107 | 490 | 207 | 245 | Plant filing fee | |
| 108 | 710 | 208 | 355 | Reissue filing fee | |
| 114 | 150 | 214 | 75 | Provisional filing fee | |
| SUBTOTAL (1) | | | | | \$355 |

2. EXTRA CLAIM FEES

| | | Fee from Extra Claims | Fee below | Fee Paid |
|--------------------|----|-----------------------|-----------|----------|
| Total Claims | 44 | -20** = | 24 x 9 = | 216 |
| Indep. Claims | 4 | - 3** = | 1 x 40 = | 40 |
| Multiple Dependent | | | = | 0 |

*or number of previously paid, if greater. For reissues, see below.

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|--|
| 103 | 18 | 203 | 9 | Claims in excess of 20 |
| 102 | 80 | 202 | 40 | Independent claims in excess of 3 |
| 104 | 270 | 204 | 135 | Multiple dependent claim, if not paid |
| 109 | 80 | 209 | 40 | **Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | *Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) \$256

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$0

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|---|------------------|-------------------|-----------|----------------|
| Name (print type) | Howard Eisenberg | Registration No. | 36,789 | Telephone | (503) 227-5631 |
| Signature |  | Date | December 24, 2001 | | |

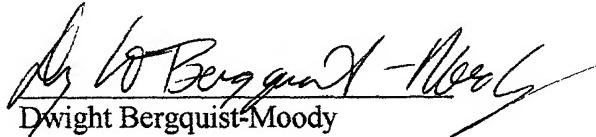
CERTIFICATE OF MAILING

BY "EXPRESS MAIL"

Express Mail No.: EL915417778US

Date of Deposit : December 24, 2001

I hereby certify that the design patent application attached hereto entitled
AQUEOUS COMPOSITIONS CONTAINING METRONIDAZOLE (22 pages plus 1 drawing
sheet), Yunik Chang and Gordon J. Dow, inventors, together with Fee Transmittal form
(duplicate), Utility Patent Application Transmittal form, Declaration and Power of Attorney
(unexecuted), and the required fees (Credit Card Payment Form), is being deposited with the
United States Postal Service "Express Mail to Addressee" on the date indicated above and is
addressed to: Box Patent Application, U.S. Patent and Trademark Office P.O. Box 2327,
Arlington, VA 22202.


Dwight Bergquist-Moody